

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

IN RE PHARMACEUTICAL INDUSTRY
AVERAGE WHOLESAL PRICE
LITIGATION

)
)
) MDL NO. 1456
) Civil Action No. 01-12257-PBS
)
)


THIS DOCUMENT RELATES TO:

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)
) International Union of Operating
) Engineers, Local No. 68 Welfare
) Fund v. AstraZeneca PLC at al.
) Civil Action No. 04-11503-PBS
)

**DEFENDANTS BRISTOL-MYERS SQUIBB COMPANY, ONCOLOGY
THERAPEUTICS NETWORK CORP. AND APOTHECON, INC.
LOCAL RULE 16.1(D)(3) CERTIFICATION**

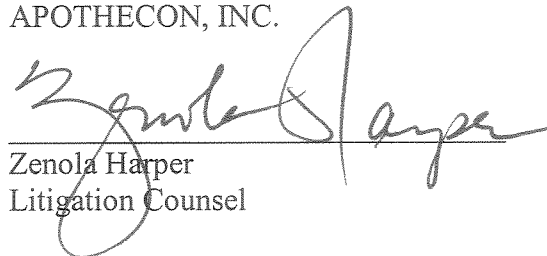
Pursuant to Local Rule 16.1(D)(3), defendants Bristol-Myers Squibb Company, Oncology Therapeutics Network Corp. and Apothecon, Inc., and its attorneys hereby certify that they have conferred with a view to establishing a budget for the costs of conducting the full course—and various alternative courses—for the above-captioned litigation and have conferred to consider the resolution of the litigation through the use of alternative dispute resolution programs such as those outlined in Local Rule 16.4.

By its attorneys:



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BRISTOL-MYERS SQUIBB COMPANY
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